

IV. Exemption 3 Statutes.

| Statute/Rule | Type of Information Withheld | Case Citation |
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| 5 U.S.C. App. 107 | Confidential Conflict of Interest Certification | <i>Meyeroff v. EPA</i> , 958 F.2d 1498 (9th Cir. 1992) |
| 8 U.S.C. § 1367(a)(2) | Battered spouse | None |
| 15 U.S.C. § 18a(h) | Information submitted in connection with the premerger notification provisions of the Hart-Scott-Rodino Antitrust Improvements Act of 1976 | <i>Lieberman v. FTC</i> , 771 F.2d 32 (2d Cir. 1985) |
| 15 U.S.C.A. § 1314(g) | Documentary material, answers to written interrogatories or transcripts of oral depositions submitted in response to a Civil Investigative Demand (CID) | <i>Motion Picture Association of America v. U.S. Dep't of Justice</i> , No. 80-CIV-6612, slip op. at 1 (S.D.N.Y. Oct. 6, 1981) |
| 18 U.S.C. § 798 | Communications intelligence | <i>Winter v. NSA</i> , 569 F.Supp. 545 (S.D. Cal. 1983) |
| 18 U.S.C. § 1461 | Prohibition on Mailing of Obscene Material | None |
| 18 U.S.C. § 2510 | Wiretap requests and information | <i>Lam Lek Chong v. DEA</i> , 929 F.2d 729 (D.C. Cir. 1991) |
| 18 U.S.C. § 2510-2520 | Title III, wiretap requests and information | <i>Lam Lek Chong v. DEA</i> , 929 F.2d 729 (D.C. Cir. 1991) |
| 18 U.S.C. § 3123 | Pen register orders | <i>Manna v. U.S. Dep't of Justice</i> , 815 F.Supp. 798 (D.N.J. 1993) <i>Manna v. U.S. Dep't of Justice</i> , 88 F.3d 796 (9th Cir. 1996) |
| 18 U.S.C. § 3153 | Pretrial services | None |
| 18 U.S.C. § 3521 | Witness security information | None |

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| 18 U.S.C. § 4208 | Pre-sentence reports | <i>U.S. Dep't of Justice v. Julian</i> , 486 U.S. 1 (1988) |
| 18 U.S.C. § 4305(d) | Information submitted under the National Cooperative Research and Production Act of 1993 | None |
| 18 U.S.C. § 5038 | Juvenile arrest records | None |
| 26 U.S.C. § 6103 | Tax return information | <i>Church of Scientology v. IRS</i> , 484 U.S. 9 (1987) <i>DeSalvo v. IRS</i> , 973 F.2d 962 (1st Cir. 1992) <i>DeSalvo v. IRS</i> , 861 F.2d 1217, 1221 (10th Cir. 1988) <i>Aronson v. IRS</i> , 973 F.2d 962 (1st. Cir. 1992) |
| 26 U.S.C. § 6103 (a) | Firearm data collected for tax enforcement purposes | <i>Ryan v. ATF</i> , 715 F.2d 644 (D.C. Cir. 1983) |
| 41 U.S.C. 253b(m)(2) | Portions of a proposal that were not incorporated into the contract or task order | <i>Hornbostel v. U.S. Dep't of Interior</i> , 305 F.Supp. 2d (D.D.C. 2003) |
| 42 U.S.C. § 2000g-2(b) | Community Relations Service (CRS) Confidentiality Clause, CRS Confidential Information | None |
| 42 U.S.C. § 3789g | Personally identifiable statistical and research data received by the Bureau of Justice Statistics | None |
| 50 U.S.C. § 402 | Intelligence sources and methods | <i>CIA v. Sims</i> , 471 U.S. 159 (1985) |
| 50 U.S.C. § 402 note | Information regarding National Security Agency employees (names, titles, salaries, or number of persons employed) | <i>Founding Church of Scientology v. NSA</i> , 610 F.2d 824 (D.C. Cir. 1979) |
| 50 U.S.C. § 403 | Intelligence sources and methods | <i>CIA v. Sims</i> , 471 U.S. 159 (1985) |

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| 50 U.S.C. § 403 | CIA organization, activities, and personnel | <i>Minier v. CIA</i> , 88 F.3d 796 (9th Cir. 1996) |
| 50 U.S.C. § 403-1(I) | Intelligence sources and methods | <i>CIA v. Sims</i> , 471 U.S. 159 (1985) |
| 50 U.S.C. § 403(g) | CIA organization, activities, and personnel | <i>Minier v. CIA</i> , 88 F.3d 796 (9th Cir. 1996) |
| 50 U.S.C. § 1861 | Foreign Intelligence Surveillance Act (cited in the Patriot Act III litigation) | None |
| Fed. R. Crim. P. 6(e) | Grand jury information | <i>Senate of P.R. v. U.S. Dep't of Justice</i> , 823 F.2d 574 (D.C. Cir. 1987) <i>Funds for Const'l Gov't v. Archives</i> , 656 F.2d 856 (D.C. Cir. 1981) <i>McDonnell v. United States</i> , 4 F.3d 1227 (3rd Cir. 1993) <i>Church of Scientology v. U.S. Dep't of Justice</i> , 30 F.3d 224, 235 (1st Cir. 1994) |
| Alternative Dispute Resolution Act of 1998 28 U.S.C.A. § 651 | Mediation agreements from <i>U.S. v. Paul D. Zimmerman</i> | <i>FAA v. Robertson</i> , 422 U.S. 255, 266 (1975) Rule 6(e) 2 of Federal Rules of Criminal Procedure |
| Belgium, January 1, 2000, Treaty Doc. 100-16, 100th Cong., 2nd Sess., Exec. Rept. 101-11, 101st Cong., 1st Sess. | Mutual Legal Assistance Treaty | None |
| Local Rule 32 | Pre-sentence report | None |
| Public Law 108-447 | Information required to be maintained by Federal Firearms Licensees and information maintained in the ATF Firearms Tracing System | <i>City of Chicago v. United States Dep't of Treasury</i> , 423 F.3d 777 (7th Cir. 2005) |

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